

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1386 be amended to read as follows:

- 1 Page 5, after line 42, begin a new paragraph and insert:
2 "SECTION 5. IC 35-42-4-7, AS AMENDED BY P.L.1-2005,
3 SECTION 228, IS AMENDED TO READ AS FOLLOWS
4 [EFFECTIVE JULY 1, 2007]: Sec. 7. (a) As used in this section,
5 "adoptive parent" has the meaning set forth in IC 31-9-2-6.
6 (b) As used in this section, "adoptive grandparent" means the parent
7 of an adoptive parent.
8 (c) As used in this section, "child care worker" means a person who:
9 (1) provides care, supervision, or instruction to a child within the
10 scope of the person's employment in a shelter care facility; or
11 (2) is employed by a:
12 (A) school corporation; or
13 (B) nonpublic school;
14 attended by a child who is the victim of a crime under this
15 chapter.
16 (d) As used in this section, "custodian" means any person who
17 resides with a child and is responsible for the child's welfare.
18 (e) As used in this section, "nonpublic school" has the meaning set
19 forth in IC 20-18-2-12.
20 (f) As used in this section, "school corporation" has the meaning set
21 forth in IC 20-18-2-16.
22 (g) As used in this section, "stepparent" means an individual who is
23 married to a child's custodial or noncustodial parent and is not the
24 child's adoptive parent.
25 (h) If a person who: ~~is:~~
26 (1) ~~is~~ at least eighteen (18) years of age; and
27 (2) ~~is:~~
28 (A) the:
29 ~~(A)~~ (i) guardian, adoptive parent, adoptive grandparent,
30 custodian, or stepparent of; or
31 ~~(B)~~ (ii) child care worker for; **or**

- 1 **(B) a member of the armed forces of the United States (as**
2 **defined in IC 20-33-10-2) or the Indiana National Guard**
3 **who is attempting to enlist;**
4 a child at least sixteen (16) years of age but less than eighteen
5 (18) years of age;
6 engages with the child in sexual intercourse, deviate sexual conduct (as
7 defined in IC 35-41-1-9), or any fondling or touching with the intent to
8 arouse or satisfy the sexual desires of either the child or the adult, the
9 person commits child seduction, a Class D felony."
10 Page 6, line 29, after "IC 35-42-4-6" insert ", **IC 35-42-4-7**".
11 Page 6, line 30, delete "both" and insert "**all**".
12 Renumber all SECTIONS consecutively.
 (Reference is to EHB 1386 as printed March 13, 2007.)

Senator DELPH